

DARBY &  
DARBY

805 Third Avenue  
New York, NY 10022  
Tel: (212) 527-7700  
Fax: (212) 753-6237

E-MAIL:

FILE # 06727/0204487-USO

DATE: 4/23/07

NUMBER TRANSMITTING TO: 571-273-0459

RECIPIENT: PCT Legal Dept

COMPANY: Patent & Trademarks Office

FROM: Flynn Barrison

NO. OF PAGES TRANSMITTING  
(INCLUDING COVER SHEET)\*: 10

CONFIRMATION OF THIS TRANSMISSION WILL FOLLOW BY  
FIRST CLASS MAIL (Y/N): NO

COMMENTS:

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE SO THAT WE CAN ARRANGE FOR THE RETRIEVAL OF THIS DOCUMENT AT NO COST TO YOU. THANK YOU.

PLEASE RETURN TO

*Julian Williams*

\* IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE US IMMEDIATELY AT (212) 527-7774

## CERTIFICATE OF EXPRESS MAILING UNDER 37 CFR 1.10

Express Mail, Airbil No.

I hereby certify that on the date indicated below, this paper was deposited with the U.S. Postal Service and that it was addressed for delivery to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 by "Express Mail Post Office to Addressee" service.

PLEASE CHARGE ANY DEFICIENCY UP TO \$300.00 OR CREDIT ANY EXCESS IN THE FEES DUE WITH THIS DOCUMENT TO OUR DEPOSIT ACCOUNT NO. 04 - 0100

Date

Name

Signature

Customer No.: 07278

Docket No.: 06727/0204487-US0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Yoav Kimchy

Serial No.: 10/596,065

Filed: May 26, 2006

For: INTRA-LUMEN POLYP DETECTION

-----

**REQUEST FOR CORRECTED FILING RECEIPT**  
**AND NOTICE OF ACCEPTANCE**

Commissioner of Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

1. Attached are copies of the official filing receipt and Notice of Acceptance received from the PTO in the above application for which issuance of a corrected filing receipt and Notice of Acceptance is respectfully requested.
2. There is an error with respect to the following data, which is:
  - ☒ incorrectly entered
  - ☒ omitted.and/or

**Error in****Omitted data**

- ☐ Applicant's name
- ☐ Applicant's address
- ☐ Title
- ☒ Filing Date **07/20/2006**
- ☐ Application Number
- ☐ Domestic Priority data as claimed by applicant
- ☐ Notice of Acceptance - Priority Date

**REMARKS**

The from the Filing Receipt and Notice of Acceptance of Application Under 35 U.S.C. 371 and 37 CFR 1.495. Enclosed please find a copy of the Express Mail Label and a copy of the Postcard showing that the Declaration was submitted on July 20, 2006.

Marked up copies of the Filing Receipt and Notice of Acceptance are also enclosed.

The Commissioner is respectfully requested to issue new and correct Filing Receipt and Notice of Acceptance documents.

Respectfully submitted,

Dated: April 20, 2007



Flynn Barrison  
Reg. No. 53,970  
Agent for Applicant(s)

DARBY & DARBY P.C.  
P.O. Box 5257  
New York, New York 10150-5257  
212-527-7700



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPL NO.	FILING OR 371(c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	TOT CLMS	IND CLMS
10/596,065	05/26/2006	3737	590	06727/0204487-USO	29	2

CONFIRMATION NO. 1417

7278  
 DARBY & DARBY P.C.  
 P. O. BOX 5257  
 NEW YORK, NY 10150-5257

## FILING RECEIPT



\*OC000000023209405\*

Date Mailed: 04/04/2007

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Yoav Kimchy, Haifa, ISRAEL;

## Assignment For Published Patent Application

CHECK-CAP LTD., CHICAGO, IL

Power of Attorney: The patent practitioners associated with Customer Number **07278**.

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/IL04/01140 12/16/2004  
 which claims benefit of 60/531,690 12/17/2003  
 and claims benefit of 60/559,695 03/31/2004

## Foreign Applications

If Required, Foreign Filing License Granted: 04/02/2007

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/596,065**

Projected Publication Date: 07/12/2007

Non-Publication Request: No

Early Publication Request: No

Commissioner [Signature]  
 Deputy [Signature]  
 Associate [Signature]  
 Examiner [Signature]  
 Chief [Signature]  
 Letter [Signature]  
 Foreign Flg. [Signature]

**\*\* SMALL ENTITY \*\*****Title**

Intra-lumen polyp detection

**Preliminary Class**

600

**PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An International (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce Initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

---

**LICENSE FOR FOREIGN FILING UNDER**  
**Title 35, United States Code, Section 184**  
**Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted

under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1439  
Alexandria, Virginia 22313-1450  
www.uspto.gov

J. Williams.

U.S. APPLICATION NUMBER NO. 10/596,065	FIRST NAMED APPLICANT Yoav Kimchy	ATTY. DOCKET NO. 06727/0204487-JUS0
INTERNATIONAL APPLICATION NO. PCT/IL04/01140		
I.A. FILING DATE		PRIORITY DATE

7278  
DARBY & DARBY P.C.  
P. O. BOX 5257  
NEW YORK, NY 10150-5257

CONFIRMATION NO. 1417  
371 ACCEPTANCE LETTER

\*OC000000023209406\*

Date Mailed: 04/04/2007

### NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

05/26/2006 ?	07/20/2006
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS	DATE OF COMPLETION OF ALL 35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Indication of Small Entity Status
- Copy of the International Application filed on 05/26/2006
- Copy of the International Search Report filed on 05/26/2006
- Preliminary Amendments filed on 05/26/2006
- Oath or Declaration filed on 05/26/2006
- U.S. Basic National Fees filed on 05/26/2006

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

---

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

**PART 1 - ATTORNEY/APPLICANT COPY**

FORM PCT/DO/EO/903 (371 Acceptance Notice)



Atty Docket No.: 06727/0204487-U:

Inventor: Yoav Kimchy

Appln: 10/596,065-Conf.

Filed: May. 26, 2006

Title: INTRA-LUMEN POLYP DETECTION

## Documents:

Transmittal Letter to the United States Designated-Elected  
Office (3 pages)

Declaration and Oath for Patent Application (4 pages)

Check for fee in the amount of \$65.00

Certificate of Express Mailing

PCT/PTO 20 JUL 2006  
EV8359.31879 US  
Via: Express Mail  
Sender initials: PL/eag Date: July 20, 2006RECEIVED  
2006 JUL - 1 A  
DARBY & DARBY PC

JLS



EV 835931879 US

Customer Copy  
Label 11-F, April 2004

UNITED STATES POSTAL SERVICE®

Post Office To Addressee

## ORIGIN (POSTAL SERVICE USE ONLY)

PO ZIP Code <b>10022</b>	Day of Delivery <input type="checkbox"/> Mon <input checked="" type="checkbox"/> 2nd <input type="checkbox"/> 3rd Del. Day	Postage <b>\$ 7.40</b>
Date Accepted <b>7/20/06</b>	Scheduled Day of Delivery <b>7/22</b>	Return Receipt Fee \$
Mo. Day Year <b>7 20 06</b>	Scheduled Time of Delivery <input type="checkbox"/> Noon <input checked="" type="checkbox"/> 9 PM	OD Fee \$
Time Accepted <b>9 29 AM</b>	Military <input type="checkbox"/> <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Insurance Fee \$
Flat Rate <input type="checkbox"/> International <input type="checkbox"/> Domestic	Flat Rate Country Code	Total Postage and Fees <b>\$ 19.40</b>
Number of Packages <b>1</b>	Accepted By Initials <b>SP</b>	

## DELIVERY (POSTAL USE ONLY)

Delivery Attempt	Time	Signature
Mo. Day		<b>9002</b>
Delivery Attempt	Time	Signature
Mo. Day		<b>06</b>
Delivery Date	Time	Signature
Mo. Day		<b>06</b>

## CUSTOMER USE ONLY

FROM: (PLEASE PRINT) <b>DARBY &amp; DARBY PC</b> <b>405 3RD AVE FL 26</b> <b>NEW YORK</b> <b>NY 10022-1557</b>	TO: (PLEASE PRINT) <b>MAIL STOP</b> <b>COMMISSIONER FOR PATENTS</b> <b>PO BOX 1450</b> <b>ALEXANDRIA</b> <b>VA 22313-1450</b>
--	--

*Musling Park*

FOR PICKUP OR TRACKING: Visit [www.usps.com](http://www.usps.com) or Call 1-800-222-1811